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FILED

OCT 31 2012

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT,
NORTHERN DISTRICT OF CALIFORNIA

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SEALED

BY COURT ORDER

12 Attorneys for Plaintiffs
13 Innovation Ventures, LLC and Living Essentials, LLC

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA

16 INNOVATION VENTURES, LLC and LIVING
17 ESSENTIALS, LLC,

Case No.: C-12-5523-WHA

18 Plaintiff,

v.

19 PITTSBURG WHOLESALE GROCERS, INC., d/b/a
20 PITCO FOODS; PACIFIC GROSERVICE, INC.
21 d/b/a PITCO FOODS; ARISTOTLE PERICLES
22 NAVAB; DAVID LUTTWAY; SANTA MONICA
23 DISTRIBUTING, INC.; MANOUCHERHR
24 HEIKALI, a.k.a. DAVID HEIKALI; AZIZ HEIKALI
25 a.k.a. ED HEIKALI; ELITE WHOLESALE INC.;
26 TONIC WHOLESALE, INC., d/b/a ACE
27 WHOLESALE; KOAMEX GENERAL
28 WHOLESALE, INC., YOUNG H. KIM a.k.a. YONG
HWAM KIM; DAPAN USA CORP. d/b/a
FRONTIER WHOLESALE; SUNG KEUN LEE;
DAN-DEE COMPANY, INC.; FADI ATTIQ;
KEVIN ATTIQ; AND JOHN DOES 1-10,

Defendants.

**~~PROPOSED~~ ORDER GRANTING
PLAINTIFFS INNOVATION VENTURES,
LLC AND LIVING ESSENTIALS, LLC
MOTION TO WITHDRAW FIRST
AMENDED COMPLAINT AND ORDER
TO SHOW CAUSE SEEKING
TEMPORARY RESTRAINING ORDER
AND PRELIMINARY INJUNCTION**

**FILED UNDER SEAL PURSUANT TO 15
U.S.C. § 1116**

On October 31, 2012, pursuant to Local Rule 7-10 of the Northern District of California,

1 Plaintiffs INNOVATION VENTURES, LLC and LIVING ESSENTIALS, LLC ("Plaintiffs") moved
2 the Court for an Order withdrawing their First Amended Complaint, their Order to Show Cause
3 seeking a Temporary Restraining Order and Preliminary Injunction against four defendants named for
4 the first time in the First Amended Complaint, their Proposed Seizure Order with respect to those
5 defendants, and all documents submitted in support of the aforementioned filings.

6 Having reviewed the pleadings submitted in support, and good cause otherwise appearing, the
7 Court herein GRANTS Plaintiffs INNOVATION VENTURES, LLC and LIVING ESSENTIALS,
8 LLC's Motion to Withdraw their First Amended Complaint, Order to Show Cause, and Proposed
9 Seizure Order.

10 IT IS HEREBY ORDERED that Plaintiffs' First Amended Complaint; Plaintiffs' Order to
11 Show Cause for Temporary Restraining Order and Preliminary Injunction filed contemporaneously
12 with the First Amended Complaint; Plaintiffs' Proposed Seizure Order filed contemporaneously with
13 the First Amended Complaint; and all exhibits and memoranda submitted in support of the above
14 filings, are deemed withdrawn and are stricken from the record, and that the original Complaint in this
15 action is reinstated.

16
17 IT IS SO ORDERED.

18 Dated: October 31, 2012



JUDGE OF THE U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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